

DOCKET NO.: CSAV-0015

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

William J. Purcell and Edward M. Martin

Application No.: 10/677,555

Filing Date: October 2, 2003

For: Secure Promotions

Confirmation No.: 9541

Group Art Unit: 3621

Examiner: not yet assigned

DATE OF DEPOSIT: Oct. 25 2004

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.

Michael P. Dunnam

TYPED NAME: Michael P. Dunnam
REGISTRATION NO.: 32,611

MS MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO DECISION REFUSING STATUS UNDER 37 C.F.R. 1.47

In response to the Decision Refusing Status Under 37 C.F.R. 1.47, dated July 19, 2004, which sets forth a two-month period for reply ending on September 19, 2004, (said period being eligible for extensions under 37 CFR § 1.136(a)), enclosed herewith for filing is:

Declarations and Powers of Attorney

- ☒ Renewed Petition in Support of Filing on Behalf of Non-Signing Inventor (37 C.F.R. 1.47)
- ☒ A Combined Declaration and Power of Attorney executed by David B. Arney, Chief Financial Officer and Senior Vice President of Operations of Coolsavings, Inc. on behalf of nonsigning inventors.

10/28/2004 AWONDAF1 00000098 233050 10677555 420.00 OP 10.00 DA 01 FC:1252

Fee Calculation and Extension of Time

- ☒ Request is hereby made under 37 CFR § 1.136(a) to extend the time for response to the Notice to File Missing Parts of Application due September 19, 2004 to and through November 15, 2004, comprising an extension of the shortened period of three months:

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$
<input checked="" type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$210	\$	\$420	\$420.00
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$475	\$	\$950	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$740	\$	\$1480	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$1005	\$	\$2010	\$
TOTAL FEE DUE		\$		\$420.00

- ☒ A check in amount of \$420.00 is attached to cover the surcharge and any requested extension of time. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.
- ☐ Please charge the surcharge to my Deposit Account No. 23-3050 in the amount of \$
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account 23-3050. This sheet is provided in duplicate.
- ☒ The Commissioner is hereby authorized to charge any underpayment or credit any overpayment of the fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is provided in duplicate.

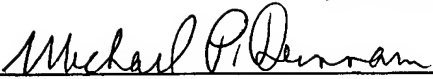
This sheet is attached in duplicate.

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PATENT

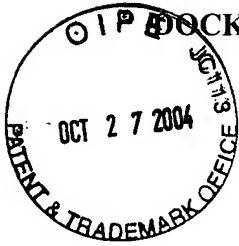
Date: *Oct 25 2004*



Michael P. Dunnam
Registration No. 32,611

Woodcock Washburn LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

William J. Purcell and Edward M. Martin

Confirmation No.: 9541

Application No.: 10/677,555

Group Art Unit: 3621

Filing Date: October 2, 2003

Examiner: To Be Assigned

For: SECURE PROMOTIONS

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RENEWED PETITION IN SUPPORT OF FILING
ON BEHALF OF NON-SIGNING INVENTOR (37 CFR § 1.47(a))**

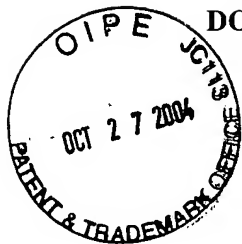
Petitioner's undersigned attorney received a Decision Refusing Status Under 37 CFR 1.47(b). The petition was dismissed because applicant failed to supply an acceptable oath or declaration in compliance with 35 U.S.C §§. 115 and 116. Applicants submit herewith a Declaration executed by David B. Arney who is the Chief Financial Officer and Senior Vice President of Operations of Petitioner and is authorized to act on behalf of Petitioner. Petitioner asserts that they are able to execute said declaration as they have a sufficient proprietary interest in the application as evidenced by the documents submitted with their petition on June 8, 2004.

Accordingly, in light of the attached declaration executed by in compliance with 37 C.F.R. 1.63. we respectfully request that the Commissioner grant this application status under 37 C.F.R 1.47 and allow the application to proceed to examination on the merits.

Date: *Oct 25, 2004*

Michael P. Dunnam
Registration No. 332,611

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One Liberty Place - 46th Floor
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DOCKET NO.: CSAV-0015

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Confirmation No. 9541

William J. Purcell and Edward M. Martin

For: SECURE PROMOTIONS

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

The above identified application is a:

(check one applicable item below)

- | | |
|---|---|
| <input checked="" type="checkbox"/> Original | <input type="checkbox"/> Divisional |
| <input type="checkbox"/> Continuation | <input type="checkbox"/> U.S. National Stage of PCT |
| <input type="checkbox"/> Continuation-in-Part | |

My full name (including family name and at least one given name without abbreviation), full post office address, city and state of actual residence and citizenship are as stated below.

I believe that the named inventor(s) is/are the original, first of the subject matter which is claimed and for which a

- | | |
|--|--|
| <input checked="" type="checkbox"/> Utility Patent | <input type="checkbox"/> Design Patent |
|--|--|

is sought on the invention, whose title appears above, the application of which:

- | | |
|-------------------------------------|--|
| <input type="checkbox"/> | is attached hereto |
| <input checked="" type="checkbox"/> | was filed on October 2, 2003 as U.S. Application Number 10/677,555 |
| <input type="checkbox"/> | and was amended on (if applicable) |
| <input type="checkbox"/> | was described and claimed in PCT International Application Number , filed on and as amended under PCT Article 19 on and/or PCT Article 34 on . |

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to the patentability of this application in accordance with 37 CFR § 1.56.

**DISCLOSURE AND/OR CLAIM FOR PRIORITY UNDER
35 U.S.C. §§ 119(a)-(d) OF FOREIGN APPLICATIONS FOR PATENT (OR
INVENTOR'S CERTIFICATE FILED WITHIN 12 MONTHS (6 MONTHS FOR
DESIGN) OF THIS APPLICATION**

I hereby claim foreign priority benefits under Title 35, United States Code §§ 119(a)-(d) of any foreign applications for patent, inventor's certificate or PCT international application designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent, inventor's certificate or any PCT international application designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

Country (or indicate if PCT)	Application Number	Date of Filing (day, month, year)	Priority Claimed Under 37 USC § 119a-d			
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No
			<input type="checkbox"/>	Yes	<input type="checkbox"/>	No

**DISCLOSURE OF FOREIGN APPLICATION(S) IF ANY,
FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN)
PRIOR TO THE FILING OF THIS APPLICATION**

Country (or indicate if PCT)	Application Number	Date of Filing (day, month, year)

**CLAIM FOR PRIORITY OF UNITED STATES APPLICATIONS
OR PCT APPLICATIONS FILED
IN THE UNITED STATES RECEIVING OFFICE
UNDER 35 U.S.C. § 120**

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to be material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application No.	Date Filed	Status Patented/Pending/Abandoned

**CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)
UNDER 35 U.S.C. § 119(e)**

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below:

Provisional Application No.	Filing Date
60/416,981	October 8, 2002

POWER OF ATTORNEY

- ☒ I hereby appoint all the practitioners associated with Customer Number 23377 (which is the Customer Number assigned to Woodcock Washburn LLP) to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith. Each practitioner associated with Customer Number 23377 is an attorney registered before the United States Patent and Trademark Office.



23377

PATENT TRADEMARK OFFICE

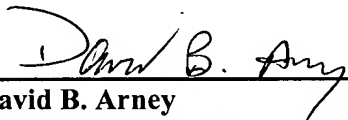
Address all telephone calls, correspondence and maintenance fee correspondence to:

Customer No. 23377
WOODCOCK WASHBURN LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone No.: (215) 568-3100
Facsimile No.: (215) 568-3439

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first joint inventorWilliam*(Given Name)*J.*(Middle Initial or Name)*Purcell*(Family or last name)***City/State of Actual Residence:** San Ramon, California**Mailing Address:***(include street address, city, state,
and zip code)*

3076 Sorrelwood Drive

San Ramon, California 94583**Country of Citizenship:** United States of America**Signing on Behalf of Non-Signing Inventor**

David B. Arney

Chief Financial Officer and Senior
Vice President of OperationsDate: September 24, 2004

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of second joint inventor

Edward
(Given Name)

M.
(Middle Initial or Name)

Martin
(Family or last name)

City/State of Actual Residence: Ripon, California

Mailing Address: 1241 Buzzini Court
(include street address, city, state, and zip code) Ripon, California 95366

Country of Citizenship: United States of America

Signing on Behalf of Non-Signing Inventor

David B. Arney

David B. Arney
Chief Financial Officer and Senior
Vice President of Operations

**ADDED PAGE TO COMBINED DECLARATION
AND POWER OF ATTORNEY FOR SIGNATURE BY PERSON ON BEHALF OF
ENTITY SHOWING SUFFICIENT PROPRIETARY INTEREST ON BEHALF OF
NONSIGNING INVENTORS WHO REFUSE
TO SIGN OR CANNOT BE REACHED (37 CFR § 1.47(a))**

I am Chief Financial Officer and Senior Vice President of Operations for CoolSavings, Inc. and have signed the attached declaration on behalf of all the inventors who refuse to sign as follows:

Name of First Inventor Refusing to Sign:

William J. Purcell

Last known address of nonsigning inventor

3076 Sorrelwood Drive

San Ramon, California 94583

Country of Citizenship: **United States of America**

Name if Second Inventor Refusing to Sign:

Edward M. Martin

Last known address of nonsigning inventor

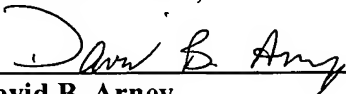
1241 Buzzini Court

Ripon, California 95366

Country of Citizenship: **United States of America**

The undersigned is authorized to act on behalf of the Petitioner CoolSavings, Inc.

COOLSAVINGS, INC



David B. Arney
Chief Financial Officer and Senior
Vice President of Operations